



ROBERT GREENE STERNE
EDWARD N. KESSLER
JEROME A. GOLDSTEIN
SAMUEL L. FOX
DAVID K.S. CORNWELL
ROBERT W. ESMOND
TRACY-GENE G. DURKIN
MICHELE A. CIMBALA
MICHAEL B. RAY
EDWARD F. ERKER
ROBERT E. SOKOHL
WILLIAM C. ALLISON V
MICHAEL O. LEE
EVELYN H. MCCONATHY
ERIC K. STEFFE
ANDREA G. REISTER
DANIEL N. YANNUZZI
BRADFORD G. ADDISON
CONO A. CARRANO*
G. KEVIN TOWNSEND*
JOHN M. COVERT*

JAMES L. LEWIS*
OF COUNSEL

*BAR OTHER THAN D.C.

STERNE, KESSLER, GOLDSTEIN & FOX

ATTORNEYS AT LAW

SUITE 600

1100 NEW YORK AVENUE, N.W.
WASHINGTON, D.C. 20005-3934

(202) 371-2600

CABLE: PRELEX
TELEX: 248636 SSK

TELEFAX: (202) 371-2540
GROUPS I, II & III

BALTIMORE
INNER HARBOR CENTER
400 EAST PRATT STREET, SUITE 800
BALTIMORE, MARYLAND 21202
(410) 659-7570

DONALD J. FEATHERSTONE
ROBERT A. MILLMAN
STEVEN R. LUDWIG
ANNE BROWN
LAWRENCE B. BUGAISKY
RAZ E. FLESHNER
MICHELE A. VAN PATTEN
KAREN R. MARKOWICZ
DREW GRANSTON
GREGORY P. EINHORN

REGISTERED
PATENT AGENTS

WRITER'S DIRECT NUMBER:

January 30, 1995

The Honorable Commissioner
of Patents and Trademarks
Washington, D.C. 20231

Re: U.S. Utility Patent Application
Rule 62 Continuation of Appl. No. 07/946,498; Filed: November 9, 1992
Serial No. To be assigned; Filed: January 30, 1995
For: **New Protein-Polycation Conjugates**
Inventor: Birnstiel *et al.*
Our Ref: 0652.1080001

Sir:

The following documents are forwarded herewith for appropriate action by the U.S. Patent and Trademark Office:

1. Rule 62 File Wrapper Continuation Application Cover Sheet;
2. SKG&F Check No. 14240 in the amount of \$1,278.00 to cover:
\$730.00 - application filing fee,
\$308.00 - excess claim fee, and
\$240.00 - multiple dependent claim fee; and
3. Two return post cards.

STERNE, KESSLER, GOLDSTEIN & FOX

The Honorable Commissioner
of Patents and Trademarks


January 30, 1995

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The Commissioner is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. A duplicate copy of this letter is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX



Lawrence B. Bugaisky
Agent for Applicants
Registration No. 35,086

LBB/pib
Enclosures
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STERNE, KESSLER, GOLDSTEIN & FOX

Attorneys at Law
1100 New York Avenue, N.W.
Suite 600
Washington, DC 20005-3934

(202) 371-2600

08/380200

DOCKET NUMBER: 0652.1080001	ANTICIPATED CLASSIFICATION OF THIS APPLICATION: CLASS	SUBCLASS	PRIOR APPLICATION: EXAMINER Eisenschenk	ART UNIT 1806
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Address to:

Commissioner of Patents and Trademarks
Box FWC
Washington, D.C. 20231

This is a Request for filing a ☐ continuation-in-part ☒ continuation ☐ divisional application under 37 CFR 1.62 of prior application Serial No. 07/946,498, filed on November 9, 1992 entitled Protein-Polycation Conjugates by the following named inventors:

FULL NAME OF INVENTOR	FAMILY NAME Birnsteil	FIRST GIVEN NAME Max	SECOND GIVEN NAME L.
RESIDENCE & CITIZENSHIP	CITY Wien	STATE OR FOREIGN COUNTRY Austria	COUNTRY OF CITIZENSHIP Switzerland
POST OFFICE ADDRESS	POST OFFICE ADDRESS Grundackergasse 49	CITY A-1100 Wien	STATE & ZIP CODE/COUNTRY Austria
FULL NAME OF INVENTOR	FAMILY NAME Cotten	FIRST GIVEN NAME Matthew	SECOND GIVEN NAME
RESIDENCE & CITIZENSHIP	CITY Wien	STATE OR FOREIGN COUNTRY Austria	COUNTRY OF CITIZENSHIP USA
POST OFFICE ADDRESS	POST OFFICE ADDRESS Maxingstrasse 22-24/3/8	CITY A-1130 Wien	STATE & ZIP CODE/COUNTRY Austria
FULL NAME OF INVENTOR	FAMILY NAME Wagner	FIRST GIVEN NAME Ernst	SECOND GIVEN NAME
RESIDENCE & CITIZENSHIP	CITY Langenzersdorf	STATE OR FOREIGN COUNTRY Austria	COUNTRY OF CITIZENSHIP Austria
POST OFFICE ADDRESS	POST OFFICE ADDRESS Wienerstrasse 201	CITY A-2103 Langenzersdorf	STATE & ZIP CODE/COUNTRY Austria

The above identified prior application in which no payment in the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application (note: 37 CFR 1.60 may be used for applications where the prior application is not to be abandoned).

- ☒ Enter the amendment previously filed on November 29, 1994 under 37 CFR 1.116 but unentered, in the prior application.
- ☐ A preliminary amendment is enclosed.

The filing fee is calculated on the basis of the claims existing in the prior application as amended at 1 and 2 above.

CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
TOTAL CLAIMS		34-20 =	14	X \$22 =	\$ 308.00
INDEPENDENT CLAIMS		2-3 =	0	X \$76 =	0
MULTIPLE DEPENDENT CLAIM(S) (if applicable)				+ \$240	240.00
				BASIC FEE	\$ 730.00
				Total of above Calculations =	\$ 1,278.00
Reduction by 1/2 for filing by small entity (Note 37 CFR 1.9, 1.27, 1.28). If applicable, verified statement must be attached.					
				TOTAL =	\$ 1,278.00

3. ☒ The Commissioner is hereby authorized to charge fees under 37 CFR 1.16 and 1.17 which may be required, or credit any overpayment to Deposit Account No. 19-0036.

4. ☒ A check in the amount of \$1,366.00 is enclosed.

5. ☐ A new oath or declaration is included since this application is a continuation-in-part which discloses and claims additional matter.

6. ☒ Amend the specification by inserting before the first line the sentence:

Class
This application is a ☐ continuation-in-part, ☒ continuation, ☐ division, of application Serial No. 07/946,498, filed November 9, 1992.

7. ☐ A verified statement claiming small entity status is enclosed (necessary even if a statement was filed in the prior application).

8. ☒ Priority of applications: Austria Patent Application No. A 1110/90, filed May 18, 1990; German Patent Application No. P4110410.2, filed March 29, 1991; and PCT/EP91/00875, filed May 10, 1991 is claimed under 35 U.S.C. 119.

9. ☒ The prior application is assigned of record to Boehringer Ingelheim International GmbH, D-55216 Ingelheim am Rhein, GERMANY; and Genentech, Inc., 460 Point San Bruno Boulevard, South San Francisco, CA 94080.

10. ☒ The power of attorney in the prior application is to: Robert Greene Sterne, Registration No. 28,912; Edward J. Kessler, Registration No. 25,688; Jorge A. Goldstein, Registration No. 29,021; Samuel L. Fox, Registration No. 30,353; and Robert W. Esmond, Registration No. 32,893.

11. ☐ Also enclosed

Address all future communications to: (May only be completed by applicant, or attorney or agent of record)

STERNE, KESSLER, GOLDSTEIN & FOX
1100 New York Avenue, N.W.
Suite 600
Washington, D.C. 20005-3934

It is understood that secrecy under 35 U.S.C. 112 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 CFR 1.62 application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

January 30, 1995
Date

Lawrence B. Bugaisky
Lawrence B. Bugaisky; Reg. No. 35,086

- ☐ inventor(s)
- ☐ assignee of complete interest
- ☐ attorney or agent of record
- ☒ filed under §1.34(a)